

1 5327-S.E3 AMH .... AMH-2787.3

2 3ESSB 5327 - H AMD 397 ADOPTED 6/21/01

3 By Representative

4 ADOPTED AS AMENDED 6/21/01

5 Strike everything after the enacting clause and insert the  
6 following:

7 "2001-03 BIENNium

8 NEW SECTION. **Sec. 1.** (1) The transportation budget of the state  
9 is hereby adopted and, subject to the provisions set forth, the several  
10 amounts specified, or as much thereof as may be necessary to accomplish  
11 the purposes designated, are hereby appropriated from the several  
12 accounts and funds named to the designated state agencies and offices  
13 for employee compensation and other expenses, for capital projects, and  
14 for other specified purposes, including the payment of any final  
15 judgments arising out of such activities, for the period ending June  
16 30, 2003.

17 (2) Legislation with fiscal impacts enacted in the 2001 legislative  
18 session not assumed in this act are not funded in the 2001-03  
19 transportation budget.

20 (3) Unless the context clearly requires otherwise, the definitions  
21 in this subsection apply throughout this act.

22 (a) "Fiscal year 2002" or "FY 2002" means the fiscal year ending  
23 June 30, 2002.

24 (b) "Fiscal year 2003" or "FY 2003" means the fiscal year ending  
25 June 30, 2003.

26 (c) "FTE" means full-time equivalent.

27 (d) "Lapse" or "revert" means the amount shall return to an  
28 unappropriated status.

29 (e) "Provided solely" means the specified amount may be spent only  
30 for the specified purpose.

31 (f) "Performance-based budgeting" means a budget that bases  
32 resource needs on quantified outcomes and results expected from use of  
33 the total appropriation. "Performance-based budgeting" does not mean

1 incremental budgeting that focuses on justifying changes from the  
2 historic budget or to line-item input-driven budgets.

3 (g) "Goals" means the statements of purpose that identify a desired  
4 result or outcome. The statements shall be realistic, achievable,  
5 directive, assignable, evaluative, and logically linked to the agency's  
6 mission and statutory mandate.

7 (h) "Strategic plan" means the strategies agencies create for  
8 investment choices in the future. All agency strategic plans shall  
9 present alternative investment strategies for providing services.

10 **GENERAL GOVERNMENT AGENCIES--OPERATING**

11 **NEW SECTION. Sec. 101. FOR THE DEPARTMENT OF AGRICULTURE**

12 Motor Vehicle Account--State Appropriation . . . . . \$ 305,000

13 The appropriation in this section is subject to the following  
14 conditions and limitations and specified amounts are provided solely  
15 for that activity: The entire appropriation is provided solely for  
16 costs associated with the motor fuel quality program.

17 **NEW SECTION. Sec. 102. FOR THE LEGISLATIVE EVALUATION AND**  
18 **ACCOUNTABILITY PROGRAM**

19 Motor Vehicle Account--State Appropriation . . . . . \$ 1,676,000

20 The appropriation in this section is subject to the following  
21 conditions and limitations and specified amounts are provided solely  
22 for that activity: \$1,188,000 of the motor vehicle account--state  
23 appropriation is provided for the implementation of House Bill No. 2269  
24 in the form enacted by the legislature. If House Bill No. 2269 is not  
25 enacted in the form passed by the legislature by July 31, 2001, this  
26 funding will lapse.

27 **NEW SECTION. Sec. 103. FOR THE UTILITIES AND TRANSPORTATION**  
28 **COMMISSION**

29 Grade Crossing Protective Account--

30 State Appropriation . . . . . \$ 126,000

31 The appropriation in this section is subject to the following  
32 conditions and limitations and specified amounts are provided solely  
33 for that activity: The utilities and transportation commission shall  
34 develop a rail grade crossing safety grant program which will fully

1 fund selected safety projects to the extent allowable under chapter  
2 81.53 RCW.

3 NEW SECTION.     **Sec. 104.     FOR THE STATE PARKS AND RECREATION**  
4 **COMMISSION**

5 Motor Vehicle Account--State Appropriation . . . . . \$           819,000

6       The appropriation in this section is subject to the following  
7 conditions and limitations and specified amounts are provided solely  
8 for that activity: The appropriation in this section is provided  
9 solely for road maintenance purposes.

10 NEW SECTION.     **Sec. 105.     FOR THE OFFICE OF STATE AUDITOR**

11 Motor Vehicle Account--State Appropriation . . . . . \$           126,000

12       The appropriation in this section is subject to the following  
13 conditions and limitations and specified amounts are provided solely  
14 for that activity: The appropriation is a one-time appropriation for  
15 the development of the local government finance project.

16 NEW SECTION.     **Sec. 106.     FOR THE JOINT LEGISLATIVE AUDIT AND REVIEW**  
17 **COMMITTEE**

18 State Patrol Highway Account--State  
19 Appropriation . . . . . \$           50,000

20       The appropriations in this section are subject to the following  
21 conditions and limitations and specified amounts are provided solely  
22 for that activity:

23       The entire appropriation is provided to the joint legislative audit  
24 and review committee for fiscal year 2002 solely for a study of the  
25 state patrol's communications systems planning process. The focus of  
26 the study is: A review of the planning process and analyses employed  
27 by the Washington state patrol in developing budget requests for its  
28 communications systems including the Meng Value Analysis as reported on  
29 March 22, 1999; an assessment of the adequacy of the information  
30 supporting the budget requests; and recommendations for any  
31 improvements to such information for present and future budget  
32 requests. The committee may contract for consulting services in  
33 conducting the study. The study final report shall be submitted to the  
34 appropriate committees of the legislature by December 31, 2001.

1 A joint workgroup of representatives from the state patrol, office  
2 of financial management, and department of information systems shall  
3 review future state patrol technology plans or budget reports for  
4 consistency with the recommendations identified by this study.

5 **GENERAL GOVERNMENT AGENCIES--CAPITAL**

6 NEW SECTION. **Sec. 107. FOR WASHINGTON STATE PARKS AND**  
7 **RECREATION--CAPITAL PROJECTS**

8 Motor Vehicle Account--State Appropriation . . . . . \$ 763,000

9 The motor vehicle account--state appropriation is a one-time  
10 reappropriation and is provided solely for the projects specified in  
11 this section. Any of the appropriations not expended by June 30, 2003,  
12 shall revert to the motor vehicle account--state.

13 (End of part)

1

**TRANSPORTATION AGENCIES**

2        NEW SECTION.        **Sec. 201.        FOR THE WASHINGTON TRAFFIC SAFETY**  
3 **COMMISSION**

4	Highway Safety Account--State Appropriation . . . \$	1,638,000
5	Highway Safety Account--Federal Appropriation . . \$	5,671,000
6	School Zone Safety Account--State Appropriation . \$	1,504,000
7	TOTAL APPROPRIATION . . . . . \$	8,813,000

8        The appropriations in this section are subject to the following  
9 conditions and limitations and specified amounts are provided solely  
10 for that activity: The Washington traffic safety commission may  
11 oversee no more than four pilot projects implementing the use of  
12 traffic safety cameras at school zones, railroad crossings,  
13 construction zones or stoplights, and no more than one pilot project  
14 regarding the use of traffic safety cameras in residential  
15 neighborhoods, at school zones, railroad crossings, construction zones,  
16 or stoplights.

17        (1) In order to ensure adequate time in the 2001-03 biennium to  
18 evaluate the effectiveness of the pilot program, any programs  
19 authorized by the commission must be authorized by December 31, 2001.

20        (2) If the state, a county, or a city has established an authorized  
21 traffic safety camera pilot program under this section, the  
22 compensation paid to the manufacturer or vendor of the equipment used:  
23 Must be based upon the value of the equipment and services provided or  
24 rendered in support of the system; and may not be based upon a portion  
25 of the fine or civil penalty imposed or the revenue generated by the  
26 equipment.

27        (3) The traffic safety commission shall use the following  
28 guidelines to administer the program:

29        (a) Traffic safety cameras may take pictures of the vehicle and  
30 vehicle license plate only;

31        (b) The law enforcement agency of the city or county government  
32 shall plainly mark the locations where the automated traffic  
33 enforcement system is used by placing signs on street locations that  
34 clearly indicate to a driver that he or she is entering a zone where  
35 traffic laws are enforced by an automated traffic enforcement system;

(c) Cities and counties using traffic safety cameras must provide periodic notice by mail to its citizens indicating the zones in which the traffic safety cameras will be used;

(d) Notices of infractions must be mailed to the registered owner of a vehicle within fourteen days of the infraction occurring;

(e) The owner of the vehicle is not responsible for the violation if the owner of the vehicle, within fifteen days after notification of the violation, furnishes the officials or agents of the municipality that issued the citation with:

(i) An affidavit made under oath, stating that the vehicle involved was, at the time, stolen or in the care, custody, or control of some person other than the registered owner; or

(ii) Testimony in open court under oath that the person was not the operator of the vehicle at the time of the alleged violation;

(f) Infractions detected through the use of traffic safety cameras are not part of the registered owner's driving record under RCW 46.52.101 and 46.52.120; and

(g) By January 1, 2003, the traffic safety commission shall provide a report to the legislature regarding the use, public acceptance, outcomes, and other relevant issues regarding traffic safety cameras demonstrated by the pilot projects.

**NEW SECTION. Sec. 202. FOR THE BOARD OF PILOTAGE COMMISSIONERS**

Pilotage Account--State Appropriation . . . . .	\$	305,000
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**NEW SECTION. Sec. 203. FOR THE COUNTY ROAD ADMINISTRATION BOARD**

Rural Arterial Trust Account--State

Appropriation . . . . .	\$	50,182,000
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Motor Vehicle Account--State Appropriation . . .	\$	1,887,000
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County Arterial Preservation Account--

State Appropriation . . . . .	\$	28,551,000
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TOTAL APPROPRIATION . . . . .	\$	80,620,000
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The appropriations in this section are subject to the following conditions and limitations and specified amounts are provided solely for that activity:

It is the intent of the legislature that the county road administration board receive separate programmatic appropriations for the operating program and the capital program for the 2001-03 biennium,

1 and thereafter. Agency administrative costs may not be charged against  
2 projects or funded from the capital program appropriations.

3 (1) \$1,540,000 of the motor vehicle account--state appropriation,  
4 \$870,000 of the county arterial preservation account--state  
5 appropriation, and \$917,000 of the rural arterial trust account--state  
6 appropriation are provided for the operations program. Of the motor  
7 vehicle account--state appropriation, \$368,000 is provided for county  
8 ferries as set forth in RCW 47.56.724(4).

9 (2) \$347,000 of the motor vehicle account--state appropriation,  
10 \$27,681,000 of the county arterial preservation account--state  
11 appropriation, and \$49,265,000 of the rural arterial trust  
12 account--state appropriation are provided for the capital program.

13 **NEW SECTION. Sec. 204. FOR THE TRANSPORTATION IMPROVEMENT BOARD**

14 Urban Arterial Trust Account--State

15 Appropriation . . . . . \$ 94,690,000

16 Transportation Improvement Account--

17 State Appropriation . . . . . \$ 118,605,000

18 TOTAL APPROPRIATION . . . . . \$ 213,295,000

19 The appropriations in this section are subject to the following  
20 conditions and limitations and specified amounts are provided solely  
21 for that activity:

22 It is the intent of the legislature that the transportation  
23 improvement board receive separate programmatic appropriations for the  
24 operating program and the capital program for the 2001-03 biennium, and  
25 thereafter. Agency administrative costs may not be charged against  
26 projects or funded from the capital program appropriations.

27 (1) \$1,551,000 of the transportation improvement account--state  
28 appropriation and \$1,552,000 of the urban arterial trust account--state  
29 appropriation are provided for the operations program.

30 (2) \$117,054,000 of the transportation improvement account--state  
31 appropriation and \$93,138,000 of the urban arterial trust  
32 account--state appropriation are provided for the capital program.

33 (3) The transportation improvement account--state appropriation  
34 includes \$47,325,000 in proceeds from the sale of bonds authorized in  
35 RCW 47.26.500. The transportation improvement board may authorize the  
36 use of current revenues available to the agency in-lieu of bond  
37 proceeds for any part of the state appropriation.

1        NEW SECTION.        **Sec. 205.        FOR THE LEGISLATIVE TRANSPORTATION**  
2 **COMMITTEE**

3 Motor Vehicle Account--State Appropriation . . . \$                    3,596,000

4        The appropriation in this section is subject to the following  
5 conditions and limitations and specified amounts are provided solely  
6 for that activity:

7        (1) \$2,823,000 of the motor vehicle account--state appropriation is  
8 provided for the operation of the house of representatives  
9 transportation committee.

10        (2) To the extent possible, this appropriation shall utilize funds  
11 allocated under RCW 46.68.110(2).

12        (3) The house of representatives transportation committee shall  
13 conduct a study of the use of motorized scooters. The study shall, at  
14 a minimum, identify and analyze the safety issues associated with use  
15 of motorized scooters, including use by children, commuters, and the  
16 disabled. House of representatives transportation committee cochairs  
17 shall each appoint one member from their respective caucus to serve as  
18 cochair of the study group. The chair of the senate transportation  
19 committee may also appoint two members from the senate transportation  
20 committee, one from each caucus, to participate in the study. The  
21 study shall be staffed by house of representatives transportation  
22 committee staff. The study group shall report back to the house of  
23 representatives transportation committee by January 1, 2002.

24        (4) The house of representatives transportation committee shall  
25 conduct a study of the effect of the weight of fire-fighting apparatus  
26 on state roadways. The study shall determine, at a minimum, the  
27 various types of fire-fighting apparatus currently in use on state  
28 roadways; the size, weight and load effect of fire-fighting apparatus  
29 that are currently in use or that potentially could be in use on the  
30 state roadways, as well as on state bridges; and the effect on public  
31 safety. The study may examine state and federal laws that affect fire-  
32 fighting apparatuses. House of representatives transportation  
33 committee cochairs shall each appoint one member from their respective  
34 caucus to serve as cochair of the study group. The study shall be  
35 staffed by house of representatives transportation committee staff.  
36 The study group will report back to the house of representatives  
37 transportation committee by January 1, 2002.

38        (5) The legislative transportation committee shall conduct a  
39 feasibility study of potential for economic partnerships between the



1 Washington state ferries and local government entities, including but  
2 not limited to port districts. The study is intended to improve ferry  
3 terminals. The study shall, at a minimum, identify the market,  
4 physical, and economic factors that should be examined in determining  
5 whether an economic or commercial development partnership project on or  
6 around Washington state ferry terminals is likely to produce revenue  
7 for the partners. The study shall apply those factors to an analysis  
8 of each terminal used by Washington state ferries and recommend whether  
9 further exploration of state and local partnerships would be of  
10 potential economic benefit to the partners. The entity selected to  
11 perform the study through the request for proposals process will report  
12 back to the transportation committees of the legislature by December 1,  
13 2001.

14 (6) The legislative transportation committee, in cooperation with  
15 an areawide transportation system or systems, shall undertake an  
16 evaluation of providing locally sponsored transit services in a local  
17 community supplemental to those services provided by an areawide  
18 system. The evaluation shall address:

- 19 (a) The costs and benefits of providing such services;  
20 (b) The impact of such service on ridership on the areawide system  
21 and on any regional systems;  
22 (c) Funding options for supplemental services; and  
23 (d) Institutional arrangements affecting the institution of  
24 supplemental services.

25 The committee shall work with the department of transportation,  
26 areawide transit providers, community officials, private businesses,  
27 labor organizations, and others as appropriate in conducting the  
28 evaluation, and in developing a pilot project if feasible. The  
29 committee shall provide an interim progress report to the legislature  
30 by January 2002. The committee shall report its findings to the  
31 legislature not later than December 1, 2002.

32 NEW SECTION. **Sec. 206. FOR THE MARINE EMPLOYEES COMMISSION**

33 Puget Sound Ferry Operations Account--

34 State Appropriation . . . . . \$ 332,000

35 NEW SECTION. **Sec. 207. FOR THE TRANSPORTATION COMMISSION**

36 Motor Vehicle Account--State Appropriation . . . \$ 773,000

NEW SECTION.      **Sec. 208.      FOR THE FREIGHT MOBILITY STRATEGIC**  
**INVESTMENT BOARD**

Motor Vehicle Account--State Appropriation . . . \$ 717,000

The appropriation in this section is subject to the following conditions and limitations and specified amounts are provided solely for that activity: The appropriation in this section includes \$100,000 distributed under RCW 46.68.110(2) that is provided solely for a comprehensive, long-term, statewide freight needs analysis. These funds represent 20 percent of the biennial cost and shall lapse if the additional 80 percent funding is not secured from partners.

NEW SECTION.      **Sec. 209.      FOR THE WASHINGTON STATE PATROL--FIELD**  
**OPERATIONS BUREAU**

State Patrol Highway Account--

State Appropriation . . . . . \$ 162,081,000

State Patrol Highway Account--

Federal Appropriation . . . . . \$ 7,084,000

State Patrol Highway Account--

Private/Local Appropriation . . . . . \$ 169,000

TOTAL APPROPRIATION . . . . . \$ 169,334,000

The appropriations in this section are subject to the following conditions and limitations and specified amounts are provided solely for the activities of the field operations bureau:

(1) As a result of the elimination of the vehicle inspection number (VIN) program, no permanent Washington state patrol employee shall be displaced from employment without the opportunity to fill a vacant patrol position for which he or she has a preference and meets the minimum qualifications. For the purpose of the VIN program elimination, the guidelines under chapter 356-26 WAC (Registers-Certifications) shall be suspended for those employees holding the classification of VIN 1 or 2.

(2) To the extent possible, the agency shall transfer displaced VIN personnel into the 20 newly created school bus inspection and motor carrier safety assistance program positions. The agency shall fill existing vacant positions within the commercial vehicle division with displaced VIN personnel. The agency shall report by December 31, 2001, to the senate and house of representatives transportation committees on efforts to relocate displaced VIN personnel.

NEW SECTION.    **Sec. 210.    FOR THE WASHINGTON STATE PATROL--SUPPORT SERVICES BUREAU**

State Patrol Highway Account--

State Appropriation . . . . .	\$	69,960,000
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State Patrol Highway Account--

Private/Local Appropriation . . . . .	\$	735,000
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TOTAL APPROPRIATION . . . . .	\$	70,695,000
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The appropriations in this section are subject to the following conditions and limitations and specified amounts are provided solely for the activities of the support services bureau. The Washington state patrol shall improve response times during emergency radio outages by allowing electronic services field technicians to take home their assigned vehicle and equipment even though they may be off duty.

NEW SECTION.    **Sec. 211.    FOR THE DEPARTMENT OF LICENSING--MANAGEMENT AND SUPPORT SERVICES**

Marine Fuel Tax Refund Account--State

Appropriation . . . . .	\$	7,000
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Motorcycle Safety Education Account--

State Appropriation . . . . .	\$	114,000
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Wildlife Account--State Appropriation . . . . .	\$	89,000
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Highway Safety Account--State Appropriation . . . . .	\$	7,740,000
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Motor Vehicle Account--State Appropriation . . . . .	\$	4,230,000
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Licensing Services Account--State

Appropriation . . . . .	\$	123,000
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TOTAL APPROPRIATION . . . . .	\$	12,303,000
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NEW SECTION.    **Sec. 212.    FOR THE DEPARTMENT OF LICENSING--INFORMATION SYSTEMS**

Marine Fuel Tax Refund Account--State

Appropriation . . . . .	\$	2,000
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Motorcycle Safety Education Account--

State Appropriation . . . . .	\$	50,000
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Wildlife Account--State Appropriation . . . . .	\$	34,000
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Highway Safety Account--State Appropriation . . . . .	\$	5,655,000
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Motor Vehicle Account--State Appropriation . . . . .	\$	3,304,000
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Licensing Services Account--State

Appropriation . . . . .	\$	292,000
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TOTAL APPROPRIATION . . . . .	\$	9,337,000
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1 The appropriations in this section are subject to the following  
2 conditions and limitations: The department of licensing shall report  
3 to the legislative transportation committees on the progress of the  
4 expanded internet service no later than December 15, 2002.

5 NEW SECTION. **Sec. 213. FOR THE DEPARTMENT OF LICENSING--VEHICLE**  
6 **SERVICES**

7 Marine Fuel Tax Refund Account--

8 State Appropriation . . . . . \$ 26,000

9 Wildlife Account--State Appropriation . . . . . \$ 578,000

10 Motor Vehicle Account--State Appropriation . . . \$ 57,043,000

11 Licensing Services Account--State

12 Appropriation . . . . . \$ 3,123,000

13 TOTAL APPROPRIATION . . . . . \$ 60,770,000

14 NEW SECTION. **Sec. 214. FOR THE DEPARTMENT OF LICENSING--DRIVER**  
15 **SERVICES**

16 Motorcycle Safety Education Account--

17 State Appropriation . . . . . \$ 2,223,000

18 Highway Safety Account--State Appropriation . . . \$ 81,366,000

19 TOTAL APPROPRIATION . . . . . \$ 83,589,000

20 The appropriations in this section are subject to the following  
21 conditions and limitations: The department of licensing shall prepare  
22 a capital project plan adopting a process for using certificates of  
23 participation to purchase licensing services offices if the combined  
24 principle and interest payments are the same or less than existing or  
25 future leases on comparable facilities.

26 NEW SECTION. **Sec. 215. FOR THE DEPARTMENT OF TRANSPORTATION--**  
27 **HIGHWAY MANAGEMENT AND FACILITIES--PROGRAM D--OPERATING**

28 Motor Vehicle Account--State Appropriation . . . \$ 50,649,000

29 Motor Vehicle Account--Federal Appropriation . . \$ 400,000

30 TOTAL APPROPRIATION . . . . . \$ 51,049,000

31 The appropriations in this section are subject to the following  
32 conditions and limitations and specified amounts are provided solely  
33 for that activity: \$3,296,000 of the motor vehicle account--state  
34 appropriation is provided solely for the implementation of Engrossed  
35 Senate Bill No. 6188.

NEW SECTION.    **Sec. 216.    FOR THE DEPARTMENT OF TRANSPORTATION--**  
**AVIATION--PROGRAM F**  
Aeronautics Account--State Appropriation    . . . . \$                    4,852,000  
Aircraft Search and Rescue Safety and  
Education Account--State Appropriation    . . . \$                    160,000  
TOTAL APPROPRIATION    . . . . . \$                    5,012,000

NEW SECTION.    **Sec. 217.    FOR THE DEPARTMENT OF TRANSPORTATION--**  
**IMPROVEMENTS--PROGRAM I**  
Motor Vehicle Account--State Appropriation    . . . \$                    508,936,000  
Motor Vehicle Account--Federal Appropriation    . . \$                    219,538,000  
Motor Vehicle Account--Private/Local  
Appropriation    . . . . . \$                    40,904,000  
Special Category C Account--State  
Appropriation    . . . . . \$                    72,608,000  
Multimodal Transportation Account--State  
Appropriation    . . . . . \$                    4,880,000  
TOTAL APPROPRIATION    . . . . . \$                    846,866,000

The appropriations in this section are provided for the location, design, right of way acquisition, or construction of state highway projects designated as improvements under RCW 47.05.030. The appropriations in this section are subject to the following conditions and limitations and specified amounts are provided solely for that activity:

(1) The special category C account--state appropriation of \$72,608,000 includes \$63,500,000 in proceeds from the sale of bonds authorized in RCW 47.10.812. The transportation commission may authorize the use of current revenues available to the department of transportation in lieu of bond proceeds for any part of the state appropriation.

(2) The department shall report December 1st and June 1st of each year to the senate and the house of representatives transportation committees and the office of financial management on the timing and the scope of work being performed for the regional transit authority known as sound transit. This report shall provide a description of all department activities related to the regional transit authority including investments in state-owned infrastructure.

(3) The motor vehicle account--state appropriation includes \$391,637,000 in proceeds from the sale of bonds authorized by RCW

1 47.10.843. The transportation commission may authorize the use of  
2 current revenues available to the department of transportation in lieu  
3 of bond proceeds for any part of the state appropriation.

4 (4) At least \$554,714,000 of the total appropriation is provided  
5 for the construction phase of the improvement program.

6 (5) \$4,880,000 of the multimodal transportation account--state  
7 appropriation is provided solely for the state program share of freight  
8 mobility projects as identified by the freight mobility strategic  
9 investment board.

10 (6) The motor vehicle account--state appropriation includes  
11 \$3,898,000 in unexpended proceeds from the January 2001 bond sale  
12 authorized in RCW 47.10.834 for the Tacoma Narrows bridge project. The  
13 transportation commission may authorize the use of current revenues  
14 available to the department of transportation in-lieu of bond proceeds  
15 for any part of the state appropriation.

16 NEW SECTION. **Sec. 218. FOR THE DEPARTMENT OF TRANSPORTATION--**  
17 **TRANSPORTATION ECONOMIC PARTNERSHIPS--PROGRAM K--OPERATING**  
18 Motor Vehicle Account--State Appropriation . . . \$ 1,153,000

19 NEW SECTION. **Sec. 219. FOR THE DEPARTMENT OF TRANSPORTATION--**  
20 **TRANSPORTATION ECONOMIC PARTNERSHIPS--PROGRAM K--CAPITAL**  
21 Motor Vehicle Account--State Appropriation . . . \$ 1,400,000

22 The appropriation in this section is subject to the following  
23 conditions and limitations and specified amounts are provided solely  
24 for that activity:

25 (1) The motor vehicle account--state appropriation consists of  
26 proceeds from the sale of bonds authorized in RCW 47.10.834 for all  
27 forms of cash contributions, or the payment of other costs incident to  
28 the location, development, design, right of way, and construction of  
29 the Tacoma narrows bridge improvements under the public-private  
30 transportation initiative program authorized under chapter 47.46 RCW.

31 (2) The transportation commission may authorize the use of current  
32 revenues available to the department of transportation in-lieu of bond  
33 proceeds for any part of the state appropriation.

34 NEW SECTION. **Sec. 220. FOR THE DEPARTMENT OF TRANSPORTATION--**  
35 **HIGHWAY MAINTENANCE--PROGRAM M**  
36 Motor Vehicle Account--State Appropriation . . . \$ 275,394,000

1	Motor Vehicle Account--Federal Appropriation . . . \$	512,000
2	Motor Vehicle Account--Private/Local	
3	Appropriation . . . . . \$	4,067,000
4	TOTAL APPROPRIATION . . . . . \$	279,973,000

5 The appropriations in this section are subject to the following  
6 conditions and limitations and specified amounts are provided solely  
7 for that activity:

8 (1) If portions of the appropriations in this section are required  
9 to fund maintenance work resulting from major disasters not covered by  
10 federal emergency funds such as fire, flooding, and major slides,  
11 supplemental appropriations will be requested to restore state funding  
12 for ongoing maintenance activities.

13 (2) The department shall request an unanticipated receipt for any  
14 federal moneys received for emergency snow and ice removal and shall  
15 place an equal amount of the motor vehicle account--state into  
16 unallotted status. This exchange shall not affect the amount of  
17 funding available for snow and ice removal.

18 NEW SECTION. **Sec. 221. FOR THE DEPARTMENT OF TRANSPORTATION--**  
19 **PRESERVATION--PROGRAM P**

20	Motor Vehicle Account--State Appropriation . . . \$	90,760,000
21	Motor Vehicle Account--Federal Appropriation . . \$	318,795,000
22	Motor Vehicle Account--Private/Local	
23	Appropriation . . . . . \$	8,717,000
24	Multimodal Transportation Account--State	
25	Appropriation . . . . . \$	64,218,000
26	Multimodal Transportation Account--Federal	
27	Appropriation . . . . . \$	95,682,000
28	TOTAL APPROPRIATION . . . . . \$	578,172,000

29 The appropriations in this section are subject to the following  
30 conditions and limitations and specified amounts are provided solely  
31 for that activity:

32 (1) If portions of the appropriations in this section are required  
33 to fund preservation work resulting from major disasters not covered by  
34 federal emergency funds such as fire, flooding, and major slides,  
35 supplemental appropriations will be requested to restore state funding  
36 for ongoing maintenance activities.

(2) The motor vehicle account--state appropriation includes \$6,524,000 for earthquake repairs and to match federal emergency relief funds. This amount includes \$3,750,000 in proceeds from the sale of bonds authorized in RCW 47.10.761 and 47.10.762 for emergency purposes.

(3) The department of transportation is authorized to maximize the use of federal and state funds to implement the provisions of this section.

(4) \$471,763,000 of the total appropriation is provided for the construction phase of the preservation program.

(5) The motor vehicle account--federal appropriation and the multimodal transportation account--federal appropriation are transferable between each other to ensure efficient funds management and program delivery.

**NEW SECTION. Sec. 222. FOR THE DEPARTMENT OF TRANSPORTATION--  
TRAFFIC OPERATIONS--PROGRAM Q--OPERATING**

Motor Vehicle Account--State Appropriation . . .	\$	32,402,000
Motor Vehicle Account--Private/Local		
Appropriation . . . . .	\$	125,000
TOTAL APPROPRIATION . . . . .	\$	32,527,000

**NEW SECTION. Sec. 223. FOR THE DEPARTMENT OF TRANSPORTATION--  
TRAFFIC OPERATIONS--PROGRAM Q--CAPITAL**

Motor Vehicle Account--State Appropriation . . .	\$	7,542,000
Motor Vehicle Account--Federal Appropriation . .	\$	16,678,000
TOTAL APPROPRIATION . . . . .	\$	24,220,000

The appropriations in this section are subject to the following conditions and limitations and the specified amount is provided solely for that activity: The motor vehicle account--state appropriation includes \$2,986,000 for state matching funds for federally selected competitive grant or congressional earmark projects other than commercial vehicle information system and network (CVISN). These moneys shall be placed into reserve status until such time as federal funds are secured and a state match is required.

**NEW SECTION. Sec. 224. FOR THE DEPARTMENT OF TRANSPORTATION--  
TRANSPORTATION MANAGEMENT AND SUPPORT--PROGRAM S**

State Patrol Highway Account--State		
Appropriation . . . . .	\$	926,000



1	Motor Vehicle Account--State Appropriation . . . \$	94,632,000
2	Motor Vehicle Account--Federal Appropriation . . \$	2,654,000
3	Puget Sound Ferry Operations Account--	
4	State Appropriation . . . . . \$	6,642,000
5	Multimodal Transportation Account--State	
6	Appropriation . . . . . \$	2,082,000
7	TOTAL APPROPRIATION . . . . . \$	106,936,000

8       NEW SECTION.   **Sec. 225. FOR THE DEPARTMENT OF TRANSPORTATION--**  
9   **TRANSPORTATION PLANNING, DATA, AND RESEARCH--PROGRAM T**

10	Motor Vehicle Account--State Appropriation . . . \$	18,250,000
11	Motor Vehicle Account--Federal Appropriation . . \$	18,800,000
12	Multimodal Transportation Account--State	
13	Appropriation . . . . . \$	987,000
14	Multimodal Transportation Account--Federal	
15	Appropriation . . . . . \$	2,000,000
16	TOTAL APPROPRIATION . . . . . \$	40,037,000

17       The appropriations in this section are subject to the following  
18 conditions and limitations and the specified amount is provided solely  
19 for that activity:

20       (1) The motor vehicle account--state appropriation includes  
21 \$1,000,000 distributed under RCW 46.68.110(2):

22       (a) \$500,000 of the distribution under RCW 46.68.110(2) is to be  
23 used solely by the department of transportation to collect and enter  
24 collision reports into the statewide collision reporting system for  
25 local roadway planning and safety analysis.

26       (b) \$500,000 of the distribution under RCW 46.68.110(2) is provided  
27 solely to the department of transportation for the Washington strategic  
28 freight transportation analysis. The department shall work with the  
29 transportation research center to conduct an origin and destination  
30 study to determine the impacts of trade-related truck traffic and other  
31 truck impacts on the highway system. The department may also conduct  
32 other research elements, including, but not limited to, freight  
33 corridor identification, strategic resource access, and road network  
34 review.

35       (2) \$6,754,000 of the motor vehicle account--state appropriation is  
36 provided for the implementation of Senate Bill No. 5749 in the form  
37 enacted by the legislature. If Senate Bill No. 5749 is not enacted in

1 the form passed by the legislature by July 31, 2001, this funding shall  
2 lapse.

3 NEW SECTION. **Sec. 226. FOR THE DEPARTMENT OF TRANSPORTATION--**  
4 **CHARGES FROM OTHER AGENCIES--PROGRAM U**

5 Payments in this section represent charges from other state  
6 agencies to the department of transportation.

7 (1) FOR PAYMENT OF DEPARTMENT OF GENERAL ADMINISTRATION OFFICE OF  
8 RISK MANAGEMENT FEES

9 Motor Vehicle Account--State Appropriation . . . \$ 464,000  
10 Puget Sound Ferry Operations--State

11 Appropriation . . . . . \$ 154,000

12 (2) FOR PAYMENT OF COSTS OF THE OFFICE OF THE STATE AUDITOR

13 Motor Vehicle Account--State Appropriation . . . \$ 731,000

14 (3) FOR PAYMENT OF COSTS OF DEPARTMENT OF GENERAL ADMINISTRATION  
15 FACILITIES AND SERVICES AND CONSOLIDATED MAIL SERVICES

16 Motor Vehicle Account--State Appropriation . . . \$ 4,128,000

17 (4) FOR PAYMENT OF COSTS OF THE DEPARTMENT OF PERSONNEL

18 Motor Vehicle Account--State Appropriation . . . \$ 2,240,000

19 (5) FOR PAYMENT OF SELF-INSURANCE LIABILITY PREMIUMS AND  
20 ADMINISTRATION

21 Motor Vehicle Account--State Appropriation . . . \$ 13,892,000

22 Motor Vehicle Fund--Puget Sound Ferry Operations Account--

23 State Appropriation . . . . . \$ 4,204,000

24 The office of risk management shall evaluate the risk pool premium  
25 assessments to ensure that proper tracking, measuring, and reporting  
26 methods have been utilized to ensure funding equity has been  
27 maintained. "Funding equity" includes but is not limited to  
28 demonstrating that premiums assessed to the department of  
29 transportation will, over time, not exceed claims paid in order to  
30 ensure that premiums paid by the department of transportation are not  
31 unconstitutionally expended for nonhighway purposes. The office of  
32 risk management shall make a full report of its findings to the  
33 legislature no later than January 15, 2002.

34 (6) FOR PAYMENT OF COSTS OF OFFICE OF MINORITY AND WOMEN'S BUSINESS  
35 ENTERPRISES

36 Motor Vehicle Account--State Appropriation . . . \$ 251,000

1 (7) FOR PAYMENT OF THE DEPARTMENT OF GENERAL ADMINISTRATION CAPITAL  
2 PROJECTS SURCHARGE  
3 Motor Vehicle Account--State Appropriation . . . \$ 1,547,000  
4 (8) FOR ARCHIVES AND RECORDS MANAGEMENT  
5 Motor Vehicle Account--State Appropriation . . . \$ 469,000  
6 TOTAL APPROPRIATION . . . . . \$ 28,080,000

7 NEW SECTION. **Sec. 227. FOR THE DEPARTMENT OF TRANSPORTATION--**  
8 **PUBLIC TRANSPORTATION--PROGRAM V**

9 Multimodal Transportation Account--State  
10 Appropriation . . . . . \$ 11,160,000  
11 Multimodal Transportation Account--Federal  
12 Appropriation . . . . . \$ 3,074,000  
13 Multimodal Transportation Account--  
14 Private/Local Appropriation . . . . . \$ 205,000  
15 TOTAL APPROPRIATION . . . . . \$ 14,439,000

16 NEW SECTION. **Sec. 228. FOR THE DEPARTMENT OF TRANSPORTATION--**  
17 **WASHINGTON STATE FERRIES CONSTRUCTION--PROGRAM W**

18 Motor Vehicle Account--State  
19 Appropriation . . . . . \$ 144,404,000  
20 Motor Vehicle Account--Federal  
21 Appropriation . . . . . \$ 37,472,000  
22 Passenger Ferry Account--State Appropriation . . \$ 1,500,000  
23 Passenger Ferry Account--Federal  
24 Appropriation . . . . . \$ 4,000,000  
25 TOTAL APPROPRIATION . . . . . \$ 187,376,000

26 The appropriations in this section are provided for improving the  
27 Washington state ferry system, including, but not limited to, vessel  
28 acquisition, vessel construction, major and minor vessel improvements,  
29 and terminal construction and improvements. The appropriations in this  
30 section are subject to the following conditions and limitations and  
31 specified amounts are provided solely for that activity:

32 (1) The motor vehicle account--state appropriation includes  
33 \$50,000,000 in proceeds from the sale of bonds authorized by RCW  
34 47.10.843 for vessel and terminal acquisition, major and minor  
35 improvements, and long lead time materials acquisition for the  
36 Washington state ferries. The transportation commission may authorize

1 the use of current revenues available to the motor vehicle account in  
2 lieu of bond proceeds for any part of the state appropriation.

3 (2) Appropriations in this section include funding for the purchase  
4 or lease-purchase of one passenger ferry and assume the proceeds of the  
5 sale of the MV Kalama and MV Skagit passenger ferries shall be  
6 deposited in the passenger ferry account.

7 (3) The department shall provide staff support to a legislative  
8 oversight committee that will manage a study of the Eagle Harbor  
9 maintenance facility. The legislative oversight committee shall  
10 consist of two members from each caucus in each house of the  
11 legislature, appointed by the leadership of the members' respective  
12 caucus. The department shall issue a request for proposals on behalf  
13 of the legislative oversight committee for an outside consulting firm  
14 to conduct a study on the preservation, replacement, or supplementation  
15 of the Eagle Harbor maintenance facility. The study must analyze: (a)  
16 The costs and benefits to preserve and maintain or relocate the  
17 facility; (b) the impact of Eagle Harbor employment on the local  
18 community and Kitsap county; and (c) a recommendation on future  
19 investment in the Eagle Harbor maintenance facility or possible  
20 alternatives. The contractor and the legislative oversight committee  
21 must report back to the legislature's transportation committees no  
22 later than December 10, 2002.

23 NEW SECTION. **Sec. 229. FOR THE DEPARTMENT OF TRANSPORTATION--**  
24 **MARINE--PROGRAM X**

25 Puget Sound Ferry Operations Account--State

26 Appropriation . . . . . \$ 321,673,000

27 The appropriation in this section is subject to the following  
28 conditions and limitations and specified amounts are provided solely  
29 for that activity:

30 (1) The appropriation is based on the budgeted expenditure of  
31 \$46,881,000 for vessel operating fuel in the 2001-2003 biennium. If  
32 the actual cost of fuel is less than this budgeted amount, the excess  
33 amount may not be expended. If the actual cost exceeds this amount,  
34 the department shall request a supplemental appropriation.

35 (2) The appropriation provides for the compensation of ferry  
36 employees. The expenditures for compensation paid to ferry employees  
37 during the 2001-2003 biennium may not exceed \$206,696,000 plus a dollar  
38 amount, as prescribed by the office of financial management, that is

1 equal to any insurance benefit increase granted general government  
2 employees in excess of \$432.82 a month annualized per eligible marine  
3 employee multiplied by the number of eligible marine employees for the  
4 respective fiscal year, a dollar amount as prescribed by the office of  
5 financial management for costs associated with pension amortization  
6 charges, and a dollar amount prescribed by the office of financial  
7 management for salary increases during the 2001-2003 biennium. For the  
8 purposes of this section, the expenditures for compensation paid to  
9 ferry employees shall be limited to salaries and wages and employee  
10 benefits as defined in the office of financial management's policies,  
11 regulations, and procedures named under objects of expenditure "A" and  
12 "B" (7.2.6.2).

13 The prescribed salary and insurance benefit increase or decrease  
14 dollar amount that shall be allocated from the governor's compensation  
15 appropriations is in addition to the appropriation contained in this  
16 section and may be used to increase or decrease compensation costs,  
17 effective July 1, 2001, and thereafter, as established in the 2001-2003  
18 general fund operating budget.

19 (3) The department shall issue a request for information from  
20 entities interested in purchasing advertising on board Washington state  
21 ferry vessels. The department shall evaluate the proposals and report  
22 back to the legislature's transportation committees in January 2002  
23 regarding the potential for revenue from different types of  
24 advertising.

25 (4) The department may enter into contracts with private vendors to  
26 sell ferry tickets and medium at locations other than Washington state  
27 ferry terminals or facilities.

28 (a) The department may enter into the contracts only (i) with  
29 private vendors that are already established businesses offering goods  
30 for sale to the general public; and (ii) if it determines that the  
31 vendor's established location has the potential to serve a significant  
32 percentage of the customers using a particular ferry route.

33 (b) The department may adopt necessary rules and procedures to  
34 allow the use of credit and debit cards to purchase ferry tickets or  
35 medium from a private vendor who has contracted with the department to  
36 sell ferry tickets or medium. The department may establish a  
37 convenience fee to be paid by all persons purchasing ferry tickets and  
38 medium at locations other than Washington state ferry terminals or  
39 facilities. The convenience fee must be sufficient to offset the

charges imposed on the department by the credit and debit card companies. In no event may the use of credit or debit cards authorized by this section create a loss of revenue to the state. The use of a personal credit card does not rely upon the credit of the state as prohibited by Article VIII, section 5 of the state Constitution.

(5) The legislature recognizes that projected revenues to the Puget Sound ferry operating account for the 2001-03 biennium may be up to \$30,000,000 less than what is required to fund the appropriation provided in this section. The legislature intends to fully evaluate the extent of the shortfall and make a supplemental appropriation during the 2002 legislative session.

**NEW SECTION. Sec. 230. FOR THE DEPARTMENT OF TRANSPORTATION--RAIL--PROGRAM Y--OPERATING**

Multimodal Transportation Account--State

Appropriation . . . . .	\$	32,704,000
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**NEW SECTION. Sec. 231. FOR THE DEPARTMENT OF TRANSPORTATION--RAIL--PROGRAM Y--CAPITAL**

Essential Rail Assistance Account--State

Appropriation . . . . .	\$	200,000
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Multimodal Transportation Account--State

Appropriation . . . . .	\$	11,610,000
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Multimodal Transportation Account--Federal

Appropriation . . . . .	\$	9,630,000
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Washington Fruit Express Account--State

Appropriation . . . . .	\$	500,000
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TOTAL APPROPRIATION . . . . .	\$	21,940,000
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The appropriations in this section are subject to the following conditions and limitations and specified amounts are provided solely for that activity: \$2,000,000 of the multimodal transportation account--state appropriation is provided solely for the Grays Harbor loop project.

**NEW SECTION. Sec. 232. FOR THE DEPARTMENT OF TRANSPORTATION--LOCAL PROGRAMS--PROGRAM Z--OPERATING**

Motor Vehicle Account--State Appropriation . . .	\$	6,231,000
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Motor Vehicle Account--Federal Appropriation . .	\$	2,569,000
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Multimodal Transportation Account--State

1	Appropriation . . . . .	\$	150,000
2	TOTAL APPROPRIATION . . . . .	\$	8,950,000

3 The appropriations in this section are subject to the following  
4 conditions and limitations and specified amounts are provided solely  
5 for that activity:

6 (1) The motor vehicle account--state appropriation includes  
7 \$150,000 distributed under RCW 46.68.110(2) that is provided to the  
8 Whatcom county council of governments for the sole purpose of  
9 developing and implementing a model of regional transportation  
10 governance. This model shall be developed in accordance with  
11 Recommendation 6 of the Blue Ribbon Commission on Transportation's  
12 final report.

13 The council shall develop a model that can be used in other parts  
14 of the state and shall report to the transportation committees in the  
15 senate and house of representatives on the positive and negative  
16 aspects of the model as well as costs associated with it no later than  
17 June 30, 2002.

18 (2) \$250,000 of the motor vehicle account--state appropriation is  
19 provided solely for a study of concurrency issues in urban areas marked  
20 by multiple contiguous jurisdictions. The study, lead by the city of  
21 Bellevue, will focus on the jurisdictions of Bellevue, Kirkland,  
22 Issaquah, and Redmond and will look at existing and unused  
23 methodologies for including development in neighboring jurisdictions in  
24 concurrency calculations. The study will also investigate what changes  
25 in state and local laws are needed in order to provide a more effective  
26 way of dealing with concurrency issues. By November 1, 2003, a report  
27 of the findings will be made to the transportation committees of the  
28 legislature. The appropriation in this subsection shall lapse unless  
29 the participating cities provide \$100,000 for the study.

30 (3) Up to \$500,000 of the motor vehicle account--state  
31 appropriation is provided solely for the study of alternatives for  
32 repairing or replacing the Seattle sea wall. The department's  
33 expenditure of funds provided in this subsection may not exceed the  
34 matching contribution provided by the city of Seattle for the study.

35 NEW SECTION. **Sec. 233. FOR THE DEPARTMENT OF TRANSPORTATION--**  
36 **LOCAL PROGRAMS--PROGRAM Z--CAPITAL**

37	Motor Vehicle Account--State Appropriation . . .	\$	77,371,000
38	Highway Infrastructure Account--State		

1	Appropriation . . . . .	\$	234,000
2	Highway Infrastructure Account--Federal		
3	Appropriation . . . . .	\$	1,500,000
4	Urban Arterial Trust Account--State		
5	Appropriation . . . . .	\$	4,674,000
6	Multimodal Transportation Account--State		
7	Appropriation . . . . .	\$	10,150,000
8	TOTAL APPROPRIATION . . . . .	\$	93,929,000

9       The appropriations in this section are subject to the following  
10 conditions and limitations and specified amounts are provided solely  
11 for that activity:

12       (1) The highways and local programs division shall not administer  
13 or distribute federal transportation enhancement funds for the project  
14 known as East Lake Sammamish trail interim improvement - Issaquah to  
15 Redmond - until interlocal agreements between King county and the  
16 cities of Sammamish, Redmond, and Issaquah have been finalized for the  
17 portions of the trail within each of these affected jurisdictions.  
18 These agreements shall address safety, security, public parking,  
19 design, public facilities, and public access to the trail, maintain  
20 King county as the lead agency on the development of the trail, and  
21 preserve the railbanking status of the railroad right-of-way according  
22 to federal law.

23       (2) \$10,000,000 of the multimodal transportation account--state  
24 appropriation is provided solely to fund the first phase of a  
25 multiphase cooperative project with the state of Oregon to dredge the  
26 Columbia river. The department shall not expend the appropriation in  
27 this section unless agreement on ocean disposal sites has been reached  
28 which protects the state's commercial crab fishery. The amount  
29 provided in this subsection shall lapse unless the state of Oregon  
30 appropriates a dollar-for-dollar match to fund its share of the  
31 project.

32       (3) The motor vehicle account--state appropriation includes  
33 \$12,000,000 in proceeds from the sale of bonds authorized by RCW  
34 47.10.843 in addition to \$16,420,000 in unexpended proceeds from the  
35 January 2001 sale. The transportation commission may authorize the use  
36 of current revenues available to the department of transportation in  
37 lieu of bond proceeds for any part of the state appropriation.





## TRANSPORTATION AGENCIES CAPITAL FACILITIES

NEW SECTION.    **Sec. 301.**    **FOR THE WASHINGTON STATE PATROL**

State Patrol Highway Account--State

Appropriation . . . . .	\$	780,000
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Motor Vehicle Account--State Appropriation . . . . .	\$ 2,705,000
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TOTAL APPROPRIATION . . . . .	\$ 3,485,000
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NEW SECTION.    **Sec. 302.**    The Washington state patrol is authorized

to continue with the exchange of the Olympia, Washington Martin Way

property for a light industrial land complex to be used to consolidate

existing separately located state activities and functions. The agency

will work with the office of financial management, department of

general administration, the senate transportation committee, and the

house of representatives transportation committee in the exchange and

approval processes.

NEW SECTION. Sec. 303. FOR THE DEPARTMENT OF TRANSPORTATION--

PROGRAM D (DEPARTMENT OF TRANSPORTATION-ONLY PROJECTS)--CAPITAL

Motor Vehicle Account--State Appropriation . . . . .	\$ 13,046,000
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(End of part)

TRANSFERS AND DISTRIBUTIONS

NEW SECTION.    **Sec. 401.    FOR THE STATE TREASURER--BOND RETIREMENT  
AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES:    FOR  
BOND SALES DISCOUNTS AND DEBT TO BE PAID BY MOTOR VEHICLE FUND AND  
TRANSPORTATION FUND REVENUE**

Highway Bond Retirement Account Appropriation . . . \$	207,900,000
Ferry Bond Retirement Account Appropriation . . . \$	48,675,000
Transportation Improvement Board Bond Retirement Account--State Appropriation . . . . . \$	40,856,000
Motor Vehicle Account--State Appropriation . . . \$	4,537,000
Special Category C Account--State Appropriation . \$	635,000
Transportation Improvement Account--State Appropriation . . . . . \$	473,000
TOTAL APPROPRIATION . . . . . \$	303,076,000

NEW SECTION.    **Sec. 402.    FOR THE STATE TREASURER--BOND RETIREMENT  
AND INTEREST, AND ONGOING BOND REGISTRATION AND TRANSFER CHARGES:    FOR  
BOND SALE EXPENSES AND FISCAL AGENT CHARGES**

Motor Vehicle Account--State Appropriation . . . \$	450,000
Special Category C Account Appropriation . . . . \$	63,000
Transportation Improvement Account--State Appropriation . . . . . \$	47,000
TOTAL APPROPRIATION . . . . . \$	560,000

NEW SECTION.    **Sec. 403.    FOR THE STATE TREASURER--STATE REVENUES  
FOR DISTRIBUTION**

Motor Vehicle Account Appropriation for motor vehicle fuel tax refunds and distributions . . . . . \$	458,895,000
Motor Vehicle Account Appropriation for motor vehicle fuel tax distributions to cities and counties . . . . . \$	428,546,000
Motor Vehicle Account Appropriation for license, permit, and fee distribution to other accounts . . . . . \$	349,936,000

NEW SECTION.    **Sec. 404. STATUTORY APPROPRIATIONS.** In addition to the amounts appropriated in this act for revenue for distribution, state contributions to the law enforcement officers' and fire fighters' retirement system, and bond retirement and interest including ongoing bond registration and transfer charges, transfers, interest on registered warrants, and certificates of indebtedness, there is also appropriated such further amounts as may be required or available for these purposes under any statutory formula or under any proper bond covenant made under law.

NEW SECTION.    **Sec. 405.** The department of transportation is authorized to undertake federal advance construction projects under the provisions of 23 U.S.C. Sec. 115 in order to maintain progress in meeting approved highway construction and preservation objectives. The legislature recognizes that the use of state funds may be required to temporarily fund expenditures of the federal appropriations for the highway construction and preservation programs for federal advance construction projects prior to conversion to federal funding.

NEW SECTION.    **Sec. 406. FOR THE STATE TREASURER--TRANSFERS**

(1) RV Account--State Appropriation:

For transfer to the Motor Vehicle Fund--State . . \$ 1,135,000

The department of transportation shall only transfer funds provided under subsection (1) of this section on an as-needed basis.

(2) Public Transportation Systems Account--

State Appropriation: For transfer to the

Multimodal Transportation Account--State . . . . \$ 1,911,000

(3) State Patrol Highway Account--State

Appropriation: For transfer to the Motor

Vehicle Account . . . . . \$ 38,657,000

If House Bill No. 2216 or Senate Bill No. 5078 is enacted in the form passed by the legislature, the \$38,737,000 transfer from the state patrol highway account--state to the motor vehicle account is null and void. If neither House Bill No. 2216 nor Senate Bill No. 5078 is enacted in the form passed by the legislature, the state treasurer shall transfer funds from the state patrol highway account to the motor vehicle account on a quarterly basis.

NEW SECTION.    **Sec. 407.    FOR THE DEPARTMENT OF TRANSPORTATION--**  
**TRANSFERS**

(1) Motor Vehicle Fund--State Appropriation:	
For transfer to Puget Sound Ferry Operations	
Account . . . . .	\$ 27,000,000
(2) Advanced Right of Way Revolving Account	
Appropriation: For transfer to the Motor	
Vehicle Fund . . . . .	\$ 15,000,000

NEW SECTION.    **Sec. 408.    FOR THE DEPARTMENT OF RETIREMENT SYSTEMS--**  
**TRANSFERS**

Motor Vehicle Fund--State Patrol Highway Account:	
For transfer to the Department of Retirement	
Systems Expense Fund . . . . .	\$ 211,000

(End of part)

1 **PERFORMANCE BASED BUDGETING PROVISIONS**

2 NEW SECTION. **Sec. 501.** Transportation agencies shall continue to  
3 refine the following activities in order to establish a performance-  
4 based budgeting process for the 2003-05 biennial budget:

5 (1) The department of licensing, the department of transportation,  
6 and the Washington state patrol, in cooperation with the office of  
7 financial management and the senate and house of representatives  
8 transportation committees, shall implement a performance budgeting  
9 process that provides a measurable link between agency objectives,  
10 service levels, and budget proposals. The agencies shall also develop  
11 indicators of performance, stated in terms of expected results, to  
12 measure the agencies' progress in achieving the agencies' goals.

13 (2) The transportation agencies shall submit a strategic plan with  
14 their agency request budgets. The strategic plan must include a six-  
15 year outlook and define and clarify the agency mission and vision,  
16 provide the basis for budget development, and outline the agency's  
17 goals and strategies. Furthermore, the strategic plan shall reflect  
18 agency priorities which formed the basis of the agencies' budget  
19 development.

20 (3) The transportation agencies shall establish performance  
21 indicators that measure activities and associated goals and strategies  
22 in the strategic plan. The agencies shall also provide a preferred  
23 level of performance over the next six years.

24 (4) The senate and house of representatives transportation  
25 committees, the office of financial management, and the transportation  
26 agencies shall establish the means of conducting program authorization  
27 reviews of all transportation programs. The reviews shall include:

28 (a) An agency self-assessment to judge the quality and usefulness  
29 of: (i) The agency's long-term strategic program goals; (ii) current  
30 organizational structure; (iii) program priorities and objectives; (iv)  
31 activities necessary to achieve program priorities and objectives; (v)  
32 service level criteria and performance targets of existing programs and  
33 activities; (vi) best practices by other states as a possible benchmark  
34 of the performance of their programs; and (vii) results or outcome  
35 measures as they relate to achievement of benchmarks given different  
36 funding levels;

1 (b) A review of the agency self-assessment and a report to the  
2 legislature; and

3 (c) A report which recommends whether to retain, eliminate, or  
4 modify funding and related statutory references for the agency. The  
5 parties conducting the review shall consider: (i) Whether the agency  
6 performance measures adequately measure the agency goals; (ii) whether  
7 the program performs efficiently and effectively, including comparisons  
8 with other jurisdictions, if applicable; (iii) whether there are other  
9 cost-effective alternative methods of accomplishing the program's  
10 mission; and (iv) whether there are any funds saved by the agency's  
11 performance.

12 (5) The transportation agencies shall each designate a program or  
13 programs to test the effectiveness of performance-based budgeting for  
14 the 2003-05 budget submittal period.

15 (6) Each agency shall submit a program list to the transportation  
16 committees of the house of representatives and senate and the office of  
17 financial management at the end of each fiscal year, which describes  
18 the functions of the program, the fund sources for the program, and the  
19 number of full-time equivalents, in addition to other performance  
20 targets of the program and their relationship to the agency strategic  
21 plan.

22 (7) The transportation agencies shall develop agency biennial  
23 budget requests at the agency budget program level, rather than the  
24 object level, and submit their biennial and supplemental budget  
25 requests to the office of financial management via a common budget  
26 system beginning July 1, 2003.

27 (8) The agencies shall input monthly their financial information  
28 and quarterly program performance measurements into the transportation  
29 executive information system and other systems as required by the  
30 office of financial management. The agencies shall report actuals to  
31 date against original allotments, in addition to plan to date.  
32 Original allotments may reflect supplemental budget changes as changed  
33 by the legislature and the governor.

#### 34 PROVISIONS NECESSARY TO IMPLEMENT APPROPRIATIONS

35 **Sec. 601.** RCW 47.04.210 and 1997 c 94 s 1 are each amended to read  
36 as follows:

1 Federal funds that are administered by the department of  
2 transportation and are passed through to municipal corporations or  
3 political subdivisions of the state and moneys that are received as  
4 total reimbursement for goods, services, or projects constructed by the  
5 department of transportation are removed from the transportation  
6 budget. To process and account for these expenditures a new treasury  
7 trust account is created to be used for all department of  
8 transportation one hundred percent federal and local reimbursable  
9 transportation expenditures. This new account is nonbudgeted and  
10 nonappropriated. At the same time, federal and private local  
11 appropriations and full-time equivalents in subprograms R2, R3, T6, Y6,  
12 and Z2 processed through this new account are removed from the  
13 department of transportation's 1997-99 budget.

14 The department of transportation may make expenditures from the  
15 account before receiving federal and local reimbursements. However, at  
16 the end of each biennium, the account must maintain a zero or positive  
17 cash balance. In the twenty-fourth month of each biennium the  
18 department of transportation shall calculate and transfer sufficient  
19 cash from either the motor vehicle fund or the multimodal  
20 transportation ((fund)) account to cover any negative cash balances.  
21 The amount transferred is calculated based on expenditures from each  
22 fund. In addition, any interest charges accruing to the new account  
23 must be distributed to the motor vehicle fund and the multimodal  
24 transportation ((fund)) account.

25 The department of transportation shall provide an annual report to  
26 the legislative transportation committee and the office of financial  
27 management on expenditures and full-time equivalents processed through  
28 the new account. The report must also include recommendations for  
29 process changes, if needed.

30 **Sec. 602.** RCW 47.04.220 and 1997 c 94 s 2 are each amended to read  
31 as follows:

32 (1) The miscellaneous transportation programs account is created in  
33 the custody of the state treasurer.

34 (2) Moneys from the account may be used only for the costs of:

35 (a) Miscellaneous transportation services provided by the  
36 department that are reimbursed by other public and private entities;



1 (b) Local transportation projects for which the department is a  
2 conduit for federal reimbursement to a municipal corporation or  
3 political subdivision; or

4 (c) Other reimbursable activities as recommended by the legislative  
5 transportation committee and approved by the office of financial  
6 management.

7 (3) Moneys received as reimbursement for expenditures under  
8 subsection (2) of this section must be deposited into the account.

9 (4) No appropriation is required for expenditures from this  
10 account. This fund is not subject to allotment procedures provided  
11 under chapter 43.88 RCW.

12 (5) Only the secretary of transportation or the secretary's  
13 designee may authorize expenditures from the account.

14 (6) It is the intent of the legislature that this account maintain  
15 a zero or positive cash balance at the end of each biennium. Toward  
16 this purpose the department may make expenditures from the account  
17 before receiving reimbursements under subsection (2) of this section.  
18 Before the end of the biennium, the department shall transfer  
19 sufficient cash to cover any negative cash balances from the motor  
20 vehicle fund and the multimodal transportation ((funds)) account to the  
21 miscellaneous transportation programs account for unrecovered  
22 reimbursements. The department shall calculate the distribution of  
23 this transfer based on expenditures. In the ensuing biennium the  
24 department shall transfer the reimbursements received in the  
25 miscellaneous transportation programs account back to the motor vehicle  
26 fund and the multimodal transportation ((funds)) account to the extent  
27 of the cash transferred at biennium end. The department shall also  
28 distribute any interest charges accruing to the miscellaneous  
29 transportation programs account to the motor vehicle fund and the  
30 multimodal transportation ((funds)) account. Adjustments for any  
31 indirect cost recoveries may also be made at this time.

32 (7) The department shall provide an annual report to the  
33 legislative transportation committee and the office of financial  
34 management on the expenditures and full-time equivalents processed  
35 through the miscellaneous transportation programs account. The report  
36 must also include recommendations for changes to the process, if  
37 needed.

1        NEW SECTION.    **Sec. 603.**    The highways and local programs division  
2 of the Washington state department of transportation, the  
3 transportation improvement board, the county road administration board,  
4 the freight mobility strategic investment board, the association of  
5 Washington cities, and the Washington state association of counties  
6 shall establish and staff a joint task force that will develop  
7 recommendations to establish a one-stop funding center for state funded  
8 local grant programs. The task force shall report its recommendations  
9 to the legislature no later than December 1, 2001. The recommendations  
10 of the task force shall address the following:

11        (1) Develop a memorandum of understanding that governs a  
12 multiagency grant council to coordinate state and federal grant  
13 efforts;

14        (2) Develop a simplified grant application form that can be used by  
15 all local grant-seeking agencies;

16        (3) Coordinate calls for local grant applications;

17        (4) Increase awareness of state-funded local grant programs; and

18        (5) Develop a process to forward applications to other appropriate  
19 state and federal funding programs.

20        NEW SECTION.    **Sec. 604.**    The senate transportation committee shall  
21 convene a task force to study the issues regarding abandoned vehicles,  
22 title transfers, license plate transfers, buyer and seller reports, and  
23 electronic availability of current vehicle owner information. The task  
24 force shall include the following members in addition to the department  
25 of licensing:    The Washington state tow truck association; the  
26 Washington state auto dealers; the independent towers of Washington;  
27 the Washington state patrol; and representatives of two local law  
28 enforcement agencies.

29        The task force shall consider methods by which vehicle ownership  
30 changes can occur more expeditiously, including but not limited to the  
31 timing and completeness of the seller reporting the sale of a vehicle,  
32 methods to encourage buyers to retitle vehicles in a timely manner, and  
33 changes in the processing of abandoned vehicle reports to provide more  
34 timely access to registered owner information. The task force shall  
35 also consider who bears liability for abandoned vehicles as well as the  
36 issue of impounding a registered owner's car when someone other than  
37 the owner is driving.

1        NEW SECTION.    **Sec. 605.**    The joint legislative audit and review  
2    committee shall conduct a performance audit to evaluate the advantages  
3    and disadvantages of removing the aviation division from the department  
4    of transportation and creating a Washington state department of  
5    aviation. At a minimum the evaluation must include: (1) A survey of  
6    aviation division customers to determine whether the current aviation  
7    division meets the needs of those customers; (2) a comparison of  
8    procedures, regulations, and requirements of the Federal Aviation  
9    Administration and the Federal Highway Administration to determine if  
10   the federal laws governing the aviation division conflict with those  
11   governing the department of transportation; (3) an analysis of the  
12   department of transportation's processes to determine whether the  
13   creation of a separate aviation department would result in a cost  
14   savings to the state; and (4) a financial analysis to determine if the  
15   aviation fuel tax, aircraft registration fees, and other revenue from  
16   aviation services would enable a separate aviation division to operate  
17   without additional state resources. The joint legislative audit and  
18   review committee must report its findings to the legislature and the  
19   office of financial management by December 1, 2002.

20        NEW SECTION.    **Sec. 606.**    A new section is added to chapter 47.01  
21    RCW to read as follows:

22        The Washington fruit express account is created in the state  
23    treasury. All receipts from the operations of the Washington fruit  
24    express program must be deposited into the account. Moneys in the  
25    account may be spent only after appropriation. Expenditures from the  
26    account may be used only for the operations of the Washington fruit  
27    express program and for east-west passenger rail.

28        **Sec. 607.**    RCW 43.84.092 and 2000 2nd sp.s. c 4 s 5 are each  
29    amended to read as follows:

30        (1) All earnings of investments of surplus balances in the state  
31    treasury shall be deposited to the treasury income account, which  
32    account is hereby established in the state treasury.

33        (2) The treasury income account shall be utilized to pay or receive  
34    funds associated with federal programs as required by the federal cash  
35    management improvement act of 1990. The treasury income account is  
36    subject in all respects to chapter 43.88 RCW, but no appropriation is  
37    required for refunds or allocations of interest earnings required by

1 the cash management improvement act. Refunds of interest to the  
2 federal treasury required under the cash management improvement act  
3 fall under RCW 43.88.180 and shall not require appropriation. The  
4 office of financial management shall determine the amounts due to or  
5 from the federal government pursuant to the cash management improvement  
6 act. The office of financial management may direct transfers of funds  
7 between accounts as deemed necessary to implement the provisions of the  
8 cash management improvement act, and this subsection. Refunds or  
9 allocations shall occur prior to the distributions of earnings set  
10 forth in subsection (4) of this section.

11 (3) Except for the provisions of RCW 43.84.160, the treasury income  
12 account may be utilized for the payment of purchased banking services  
13 on behalf of treasury funds including, but not limited to, depository,  
14 safekeeping, and disbursement functions for the state treasury and  
15 affected state agencies. The treasury income account is subject in all  
16 respects to chapter 43.88 RCW, but no appropriation is required for  
17 payments to financial institutions. Payments shall occur prior to  
18 distribution of earnings set forth in subsection (4) of this section.

19 (4) Monthly, the state treasurer shall distribute the earnings  
20 credited to the treasury income account. The state treasurer shall  
21 credit the general fund with all the earnings credited to the treasury  
22 income account except:

23 (a) The following accounts and funds shall receive their  
24 proportionate share of earnings based upon each account's and fund's  
25 average daily balance for the period: The capitol building  
26 construction account, the Cedar River channel construction and  
27 operation account, the Central Washington University capital projects  
28 account, the charitable, educational, penal and reformatory  
29 institutions account, the common school construction fund, the county  
30 criminal justice assistance account, the county sales and use tax  
31 equalization account, the data processing building construction  
32 account, the deferred compensation administrative account, the deferred  
33 compensation principal account, the department of retirement systems  
34 expense account, the drinking water assistance account, the Eastern  
35 Washington University capital projects account, the education  
36 construction fund, the emergency reserve fund, the federal forest  
37 revolving account, the health services account, the public health  
38 services account, the health system capacity account, the personal  
39 health services account, the state higher education construction

1 account, the higher education construction account, the highway  
2 infrastructure account, the industrial insurance premium refund  
3 account, the judges' retirement account, the judicial retirement  
4 administrative account, the judicial retirement principal account, the  
5 local leasehold excise tax account, the local real estate excise tax  
6 account, the local sales and use tax account, the medical aid account,  
7 the mobile home park relocation fund, the multimodal transportation  
8 account, the municipal criminal justice assistance account, the  
9 municipal sales and use tax equalization account, the natural resources  
10 deposit account, the perpetual surveillance and maintenance account,  
11 the public employees' retirement system plan 1 account, the public  
12 employees' retirement system plan 2 account, the Puyallup tribal  
13 settlement account, the resource management cost account, the site  
14 closure account, the special wildlife account, the state employees'  
15 insurance account, the state employees' insurance reserve account, the  
16 state investment board expense account, the state investment board  
17 commingled trust fund accounts, the supplemental pension account, the  
18 teachers' retirement system plan 1 account, the teachers' retirement  
19 system combined plan 2 and plan 3 account, the tobacco prevention and  
20 control account, the tobacco settlement account, the transportation  
21 infrastructure account, the tuition recovery trust fund, the University  
22 of Washington bond retirement fund, the University of Washington  
23 building account, the volunteer fire fighters' and reserve officers'  
24 relief and pension principal fund, the volunteer fire fighters' and  
25 reserve officers' administrative fund, the Washington fruit express  
26 account, the Washington judicial retirement system account, the  
27 Washington law enforcement officers' and fire fighters' system plan 1  
28 retirement account, the Washington law enforcement officers' and fire  
29 fighters' system plan 2 retirement account, the Washington school  
30 employees' retirement system combined plan 2 and 3 account, the  
31 Washington state health insurance pool account, the Washington state  
32 patrol retirement account, the Washington State University building  
33 account, the Washington State University bond retirement fund, the  
34 water pollution control revolving fund, and the Western Washington  
35 University capital projects account. Earnings derived from investing  
36 balances of the agricultural permanent fund, the normal school  
37 permanent fund, the permanent common school fund, the scientific  
38 permanent fund, and the state university permanent fund shall be  
39 allocated to their respective beneficiary accounts. All earnings to be

distributed under this subsection (4)(a) shall first be reduced by the allocation to the state treasurer's service fund pursuant to RCW 43.08.190.

(b) The following accounts and funds shall receive eighty percent of their proportionate share of earnings based upon each account's or fund's average daily balance for the period: The aeronautics account, the aircraft search and rescue account, the county arterial preservation account, the department of licensing services account, the essential rail assistance account, the ferry bond retirement fund, the grade crossing protective fund, the high capacity transportation account, the highway bond retirement fund, the highway safety account, the motor vehicle fund, the motorcycle safety education account, the pilotage account, the public transportation systems account, the Puget Sound capital construction account, the Puget Sound ferry operations account, the recreational vehicle account, the rural arterial trust account, the safety and education account, the special category C account, the state patrol highway account, the transportation equipment fund, the transportation fund, the transportation improvement account, the transportation improvement board bond retirement account, and the urban arterial trust account.

(5) In conformance with Article II, section 37 of the state Constitution, no treasury accounts or funds shall be allocated earnings without the specific affirmative directive of this section.

**Sec. 608.** RCW 43.84.092 and 2000 2nd sp.s. c 4 s 6 are each amended to read as follows:

(1) All earnings of investments of surplus balances in the state treasury shall be deposited to the treasury income account, which account is hereby established in the state treasury.

(2) The treasury income account shall be utilized to pay or receive funds associated with federal programs as required by the federal cash management improvement act of 1990. The treasury income account is subject in all respects to chapter 43.88 RCW, but no appropriation is required for refunds or allocations of interest earnings required by the cash management improvement act. Refunds of interest to the federal treasury required under the cash management improvement act fall under RCW 43.88.180 and shall not require appropriation. The office of financial management shall determine the amounts due to or from the federal government pursuant to the cash management improvement

1 act. The office of financial management may direct transfers of funds  
2 between accounts as deemed necessary to implement the provisions of the  
3 cash management improvement act, and this subsection. Refunds or  
4 allocations shall occur prior to the distributions of earnings set  
5 forth in subsection (4) of this section.

6 (3) Except for the provisions of RCW 43.84.160, the treasury income  
7 account may be utilized for the payment of purchased banking services  
8 on behalf of treasury funds including, but not limited to, depository,  
9 safekeeping, and disbursement functions for the state treasury and  
10 affected state agencies. The treasury income account is subject in all  
11 respects to chapter 43.88 RCW, but no appropriation is required for  
12 payments to financial institutions. Payments shall occur prior to  
13 distribution of earnings set forth in subsection (4) of this section.

14 (4) Monthly, the state treasurer shall distribute the earnings  
15 credited to the treasury income account. The state treasurer shall  
16 credit the general fund with all the earnings credited to the treasury  
17 income account except:

18 (a) The following accounts and funds shall receive their  
19 proportionate share of earnings based upon each account's and fund's  
20 average daily balance for the period: The capitol building  
21 construction account, the Cedar River channel construction and  
22 operation account, the Central Washington University capital projects  
23 account, the charitable, educational, penal and reformatory  
24 institutions account, the common school construction fund, the county  
25 criminal justice assistance account, the county sales and use tax  
26 equalization account, the data processing building construction  
27 account, the deferred compensation administrative account, the deferred  
28 compensation principal account, the department of retirement systems  
29 expense account, the drinking water assistance account, the Eastern  
30 Washington University capital projects account, the education  
31 construction fund, the emergency reserve fund, the federal forest  
32 revolving account, the health services account, the public health  
33 services account, the health system capacity account, the personal  
34 health services account, the state higher education construction  
35 account, the higher education construction account, the highway  
36 infrastructure account, the industrial insurance premium refund  
37 account, the judges' retirement account, the judicial retirement  
38 administrative account, the judicial retirement principal account, the  
39 local leasehold excise tax account, the local real estate excise tax

1 account, the local sales and use tax account, the medical aid account,  
2 the mobile home park relocation fund, the multimodal transportation  
3 account, the municipal criminal justice assistance account, the  
4 municipal sales and use tax equalization account, the natural resources  
5 deposit account, the perpetual surveillance and maintenance account,  
6 the public employees' retirement system plan 1 account, the public  
7 employees' retirement system combined plan 2 and plan 3 account, the  
8 Puyallup tribal settlement account, the resource management cost  
9 account, the site closure account, the special wildlife account, the  
10 state employees' insurance account, the state employees' insurance  
11 reserve account, the state investment board expense account, the state  
12 investment board commingled trust fund accounts, the supplemental  
13 pension account, the teachers' retirement system plan 1 account, the  
14 teachers' retirement system combined plan 2 and plan 3 account, the  
15 tobacco prevention and control account, the tobacco settlement account,  
16 the transportation infrastructure account, the tuition recovery trust  
17 fund, the University of Washington bond retirement fund, the University  
18 of Washington building account, the volunteer fire fighters' and  
19 reserve officers' relief and pension principal fund, the volunteer fire  
20 fighters' and reserve officers' administrative fund, the Washington  
21 fruit express account, the Washington judicial retirement system  
22 account, the Washington law enforcement officers' and fire fighters'  
23 system plan 1 retirement account, the Washington law enforcement  
24 officers' and fire fighters' system plan 2 retirement account, the  
25 Washington school employees' retirement system combined plan 2 and 3  
26 account, the Washington state health insurance pool account, the  
27 Washington state patrol retirement account, the Washington State  
28 University building account, the Washington State University bond  
29 retirement fund, the water pollution control revolving fund, and the  
30 Western Washington University capital projects account. Earnings  
31 derived from investing balances of the agricultural permanent fund, the  
32 normal school permanent fund, the permanent common school fund, the  
33 scientific permanent fund, and the state university permanent fund  
34 shall be allocated to their respective beneficiary accounts. All  
35 earnings to be distributed under this subsection (4)(a) shall first be  
36 reduced by the allocation to the state treasurer's service fund  
37 pursuant to RCW 43.08.190.

38 (b) The following accounts and funds shall receive eighty percent  
39 of their proportionate share of earnings based upon each account's or



1 fund's average daily balance for the period: The aeronautics account,  
2 the aircraft search and rescue account, the county arterial  
3 preservation account, the department of licensing services account, the  
4 essential rail assistance account, the ferry bond retirement fund, the  
5 grade crossing protective fund, the high capacity transportation  
6 account, the highway bond retirement fund, the highway safety account,  
7 the motor vehicle fund, the motorcycle safety education account, the  
8 pilotage account, the public transportation systems account, the Puget  
9 Sound capital construction account, the Puget Sound ferry operations  
10 account, the recreational vehicle account, the rural arterial trust  
11 account, the safety and education account, the special category C  
12 account, the state patrol highway account, the transportation equipment  
13 fund, the transportation fund, the transportation improvement account,  
14 the transportation improvement board bond retirement account, and the  
15 urban arterial trust account.

16 (5) In conformance with Article II, section 37 of the state  
17 Constitution, no treasury accounts or funds shall be allocated earnings  
18 without the specific affirmative directive of this section.

19 NEW SECTION. **Sec. 609.** Notwithstanding the limitations of RCW  
20 36.82.070 and 2001 c 221 s 3, county road funds may be used during this  
21 biennium beyond the county right-of-way for activities clearly  
22 associated with removal of fish passage barriers that are the  
23 responsibility of the county in the amount deemed appropriate by the  
24 county.

25 NEW SECTION. **Sec. 610.** Section 607 of this act expires March 1,  
26 2002.

27 NEW SECTION. **Sec. 611.** Section 608 of this act takes effect March  
28 1, 2002.

29 NEW SECTION. **Sec. 612.** If any provision of this act or its  
30 application to any person or circumstance is held invalid, the  
31 remainder of the act or the application of the provision to other  
32 persons or circumstances is not affected.

33 NEW SECTION. **Sec. 613.** Except for section 608 of this act, this  
34 act is necessary for the immediate preservation of the public peace,

1 health, or safety, or support of the state government and its existing  
2 public institutions, and takes effect immediately.

3 (End of part)

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24	"	

25 **3ESSB 5327** - H AMD  
26 By Representative

27

28 On page 1, line 1 of the title, after "appropriations;" strike the  
29 remainder of the title and insert "amending RCW 47.04.210, 47.04.220,  
30 43.84.092, and 43.84.092; adding a new section to chapter 47.01 RCW;  
31 creating new sections; making appropriations and authorizing  
32 expenditures for capital improvements; providing an effective date;  
33 providing an expiration date; and declaring an emergency."

--- END ---